UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION DOCKET NO. 3:16-cr-00200-MOC-DSC

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THIS MATTER is before the Court on the defendant's *pro se* filings in this case (#33, #34, & #35) and the government's Motion for *Lafler* Hearing (#29) and Motion for Peremptory Trial Date (#30).

As defendant is currently represented by court-appointed counsel, his substantive *pro se* motions (#33 & #35) will be denied in accordance with LCrR 47.1. As discussed at the motions hearing on March 20, 2017, the Court will address the *pro se* letter (#34) concerning continued representation after defendant informs the Court unequivocally at the hearing whether he wishes to represent himself. <u>United States v. Frazier-El</u>, 204 F.3d Cir. 2000); 28 U.S.C. § 1654. Defendant's hearing is set for Tuesday, March 28, 2017, at 9:00 a.m.

As to the government's Motion for *Lafler* Hearing (#29), the Court, having conducted the hearing, has determined that counsel for defendant has communicated to defendant all plea offers. As to the Motion for Peremptory Trial Date (#30), this matter will be tried during the regular May 2017 trial term unless the parties resolve this matter in

advance of that term.

ORDER

IT IS, THEREFORE, ORDERED that the defendant's pro se Motion to Challenge

Jurisdiction (#33) and Notice of Special Request (#35) are **DENIED**. The government's

Motion for *Lafler* Hearing (#29) is **GRANTED** and having held that hearing, the Court determines

that all plea offers have been communicated to defendant by his attorney. The government's

Motion for Peremptory Trial Date (#30) is **DENIED** and this matter will be tried during the regular

May 2017 trial term if not otherwise resolved before that term. Defendant's letter (#34) will be

addressed at the hearing at 9:00 a.m. on Tuesday, March 28, 2017.

Signed: March 24, 2017

Max O. Cogburn J.

United States District Judge

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